

**AMENDMENT TO H.R. 1646, AS REPORTED  
OFFERED BY MS. SLAUGHTER OF NEW YORK, MR.  
WAXMAN OF CALIFORNIA, AND MS.  
SCHAKOWSKY OF ILLINOIS**

Page 43, insert the following after line 21:

1 **SEC. 214. REPORT CONCERNING THE GERMAN FOUNDA-**  
2 **TION “REMEMBRANCE, RESPONSIBILITY, AND**  
3 **THE FUTURE”.**

4 (a) REPORT CONCERNING THE GERMAN FOUNDA-  
5 TION “REMEMBRANCE, RESPONSIBILITY, AND THE FU-  
6 TURE”.—Not later than 180 days after the date of the  
7 enactment of this Act, and every 180 days thereafter until  
8 all funds made available to the German Foundation have  
9 been disbursed, the Secretary of State shall report to the  
10 appropriate congressional committees on the status of the  
11 implementation of the Agreement and, to the extent pos-  
12 sible, on whether or not—

13 (1) during the 180-day period preceding the  
14 date of the report, the German Bundestag has au-  
15 thorized the allocation of funds to the Foundation,  
16 in accordance with section 17 of the law on the cre-  
17 ation of the Foundation, enacted by the Federal Re-  
18 public of Germany on August 8, 2000;



1 (2) the entire sum of DM 10,000,000,000 has  
2 been made available to the German Foundation in  
3 accordance with Annex B to the Joint Statement of  
4 July 17, 2000;

5 (3) during the 180-day period preceding the  
6 date of the report, any company or companies inves-  
7 tigating a claim, who are members of ICHEIC, were  
8 required to provide to the claimant, within 90 days  
9 after receiving the claim, a status report on the  
10 claim, or a decision that included—

11 (A) an explanation of the decision, pursu-  
12 ant to those standards of ICHEIC to be applied  
13 in approving claims;

14 (B) all documents relevant to the claim  
15 that were retrieved in the investigation; and

16 (C) an explanation of the procedures for  
17 appeal of the decision;

18 (4) during the 180-day period preceding the  
19 date of the report, any entity that elected to deter-  
20 mine claims under Article 1(4) of the Agreement  
21 was required to comply with the standards of proof,  
22 criteria for publishing policyholder names, valuation  
23 standards, auditing requirements, and decisions of  
24 the Chairman of ICHEIC;



1           (5) during the 180-day period preceding the  
2           date of the report, an independent process to appeal  
3           decisions made by any entity that elected to deter-  
4           mine claims under Article 1(4) of the Agreement  
5           was available to and accessible by any claimant  
6           wishing to appeal such a decision, and the appellate  
7           body had the jurisdiction and resources necessary to  
8           fully investigate each claim on appeal and provide a  
9           timely response;

10          (6) an independent audit of compliance by every  
11          entity that has elected to determine claims under  
12          Article 1(4) of the Agreement has been conducted;  
13          and

14          (7) the administrative and operational expenses  
15          incurred by the companies that are members of  
16          ICHEIC are appropriate for the administration of  
17          claims described in paragraph (3).

18          The Secretary of State's report shall include the Sec-  
19          retary's justification for each determination under this  
20          subsection.

21          (b) SENSE OF CONGRESS.—It is the sense of the  
22          Congress that—

23                (1) the resolution of slave and forced labor  
24                claims is an urgent issue for aging Holocaust sur-  
25                vivors, and the German Bundestag should allocate



1 funds for disbursement by the German Foundation  
2 to Holocaust survivors as soon as possible; and

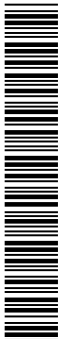
3 (2) ICHEIC should work in consultation with  
4 the Secretary of State in gathering the information  
5 required for the report under subsection (a).

6 (c) DEFINITIONS.—In this section:

7 (1) AGREEMENT.—The term “Agreement”  
8 means the Agreement between the Government of  
9 the United States of America and the Government  
10 of the Federal Republic of Germany concerning the  
11 Foundation “Remembrance, Responsibility and the  
12 Future”, done at Berlin July 17, 2000.

13 (2) ANNEX B TO THE JOINT STATEMENT OF  
14 JULY 17, 2000.—The term “Annex B to the Joint  
15 Statement of July 17, 2000” means Annex B to the  
16 Joint Statement on occasion of the final plenary  
17 meeting concluding international talks on the prepa-  
18 ration of the Federal Foundation “Remembrance,  
19 Responsibility and the Future”, done at Berlin on  
20 July 17, 2000.

21 (3) GERMAN FOUNDATION.—The term “Ger-  
22 man Foundation” means the Foundation “Remem-  
23 brance, Responsibility and the Future” referred to  
24 in the Agreement.



1           (4) ICHEIC.—The term “ICHEIC” means the  
2       International Commission on Holocaust Era Insur-  
3       ance Claims referred to in Article 1(4) of the Agree-  
4       ment.

